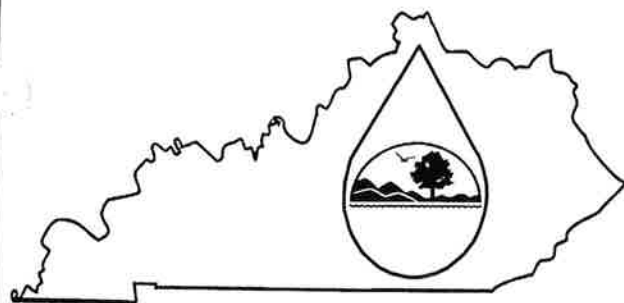


US EPA ARCHIVE DOCUMENT

## KENTUCKY POLLUTANT DISCHARGE ELIMINATION SYSTEM

### PERMIT APPLICATION



This is an application to: (check one)

- ☐ Apply for a new permit.  
☐ Apply for reissuance of expiring permit.  
☐ Apply for a construction permit.  
☒ Modify an existing permit.

Give reason for modification under Item II.A.

A complete application consists of this form and one of the following:

Form A, Form B, Form C, Form F, or Form SC

For additional information contact:

Surface Water Permits Branch (502) 564-3410

#### I. FACILITY LOCATION AND CONTACT INFORMATION

AGENCY  
USE

0 1 0 6 4 4 5

A. Name of Business, Municipality, Company, Etc. Requesting Permit

ECDC Coal, Inc.

B. Facility Name and Location

Facility Location Name:

Spurlock Creek Preparation Plant

Facility Location Address (i.e. street, road, etc., not P.O. Box):

KY Route 2030

Facility Location City, State, Zip Code:

Prestonsburg, KY 41653

Owner's name (if not the same as in part A and C):

Owner's Mailing Address:

C. Primary Mailing Address (all facility correspondence will be sent to this address). Include owner's mailing address (if different) in D.

Facility Contact Name and Title: Mr. ☒ Ms. ☐

William Potter, Vice President

Mailing Address:

P.O. Box 77

Mailing City, State, Zip Code:

Ivey, KY 41642

Facility Contact Telephone Number:

(606) 285-3307

Owner's Telephone Number (if different):

#### II. FACILITY DESCRIPTION

A. Provide a brief description of activities, products, etc:

Coal processing, coal storage, and coal shipping

B. Standard Industrial Classification (SIC) Code and Description

Principal SIC Code & Description:

1241

Other SIC Codes:

#### III. FACILITY LOCATION

A. Attach a U.S. Geological Survey 7 1/2 minute quadrangle map for the site. (See instructions)

B. County where facility is located: Floyd

City where facility is located (if applicable): N/A

C. Body of water receiving discharge:

Spurlock Creek of Left Fork of Beaver Creek

D. Facility Site Latitude (degrees, minutes, seconds):

37° 31' 25"

Facility Site Longitude (degrees, minutes, seconds):

82° 43' 30"

E. Method used to obtain latitude & longitude (see instructions):

USGS Map

**IV. OWNER/OPERATOR INFORMATION****A. Type of Ownership:**

☐ Publicly Owned ☒ Privately Owned ☐ State Owned ☐ Both Public and Private Owned ☐ Federally owned

**B. Operator Contact Information (See instructions)**

Name of Treatment Plant Operator:

BD Acquisition, LLC

Telephone Number:

(606) 285-3307

Operator Mailing Address (Street):

P.O. Box 77

Operator Mailing Address (City, State, Zip Code):

Ivel, KY 41642

Is the operator also the owner?

Yes ☒ No ☐

Is the operator certified? If yes, list certification class and number below.

Yes ☐ No ☒

Certification Class:

Certification Number:

**V. EXISTING ENVIRONMENTAL PERMITS**

Current NPDES Number:

KY0106445

Issue Date of Current Permit:

11/1/2007

Expiration Date of Current Permit:

11/31/2012

Other DOW Operational Permit #:

AI78571  
water withdrawal

Kentucky DMR Permit Number(s):

836-8064

Sludge Disposal Permit Number:

Other Existing Environmental Permit #:

ID 2107100170  
Air Quality Permit

Other Existing Environmental Permit #:

Other Existing Environmental Permit #:

Which of the following additional environmental permit/registration categories will also apply to this facility?

CATEGORY	EXISTING PERMIT WITH NO.	PERMIT NEEDED WITH PLANNED APPLICATION DATE
Air Emission Source	ID 2107100170	N/A
Solid or Special Waste		
Hazardous Waste - Registration or Permit		

**VI. DISCHARGE MONITORING REPORTS (DMRs)**

KPDES permit holders are required to submit DMRs to the Division of Water on a regular schedule (as defined by the KPDES permit). Information in this section serves to specifically identify the name and telephone number of the DMR official and the DMR mailing address (if different from the primary mailing address in Section I.C).

A. DMR Official (i.e., the department, office or individual designated as responsible for submitting DMR forms to the Division of Water):

William Potter

DMR Official Telephone Number:

(606) 285-3307

**B. DMR Mailing Address:**

- Address the Division of Water will use to mail DMR forms (if different from mailing address in Section I.C), or
- Contact address if another individual, company, laboratory, etc. completes DMRs for you; e.g., contract laboratory address.

DMR Mailing Name:

P.O. Box 77

DMR Mailing Address:

DMR Mailing City, State, Zip Code:

Ivel, KY 41642

## VII. APPLICATION FILING FEE

KPDES regulations require that a permit applicant pay an application filing fee equal to twenty percent of the permit base fee. Please examine the base and filing fees listed in "Form 1 Instructions" and enclose a check payable to "Kentucky State Treasurer" for the appropriate amount. For permit renewals, please include the KPDES permit number on the check to ensure proper crediting. Please see the separate document "General Instructions" for an expanded description of the base fee amounts.

Facility Fee Category:

Major Industry

Filing Fee Enclosed:

\$ 1,400.<sup>00</sup>

## VIII. CERTIFICATION

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

NAME AND OFFICIAL TITLE (type or print):

PHONE NUMBER: (606) 285-3307

Mr. ☒ Ms. ☐ William Potter, Vice President

EMAIL: bpotter@bmining.com

SIGNATURE

DATE:

6/16/10

William Potter

Return completed application form and attachments to: Surface Water Permits Branch, Division of Water, 200 Fair Oaks Lane, Frankfort, KY 40601. Direct questions to: Surface Water Permits Branch at (502) 564-3410.